

1 JOSEPH P. RUSSONIELLO (CSBN 44332)
2 United States Attorney

FILED

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200 MAR 24 P 3 19

4 RICHARD W. WIEKING
5 CLERK
U.S. DISTRICT COURT
6 NO. DIST. OF CAL. S.J.

7
8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION

JW

11
12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

15 STEVEN ESTRADA-MARTINEZ,

16 Defendant.

17 CR - 08 00187

18 }
19 } VIOLATION: 8 U.S.C. § 1326 –
20 } Illegal Re-Entry Following Deportation
21 }
22 } SAN JOSE VENUE
23 }

PVT

18 INFORMATION

19 The United States charges:

20 On or about June 21, 2007, the defendant

21 STEVEN ESTRADA-MARTINEZ,

22 an alien, previously having been arrested and deported from the United States on or about
23 September 2, 2006, was found in the Northern District of California, the Attorney General of the
24 United States and the Secretary for Homeland Security not having expressly consented to a re-
25 application by the defendant for admission into the United States, in violation

26 //

27 //

28

PLEA AGREEMENT
CR CASE #

1 of Title 8, United States Code, Section 1326.

2 DATED: 3/12/08

JOSEPH P. RUSSONIELLO
United States Attorney

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5 DAVID R. CALLAWAY
6 Deputy Chief, San Jose Office
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9 (Approved as to form:
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11 AUSA SCHENK
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DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: COMPLAINT INFORMATION INDICTMENT
 SUPERSEDING

Name of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA

OFFENSE CHARGED

8 U.S.C. Section 1326 -
 ILLEGAL REENTRY

Petty
 Minor
 Misdemeanor
 Felony

PENALTY:

20 years imprisonment
\$250,000 fine
3 years Supervised Release
\$100 special assessment

E-FILING

PROCEEDING

Name of Complainant Agency, or Person (&Title, if any)
IMMIGRATION AND CUSTOMS ENFORCEMENT

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCRCP 20, 21 or 40. Show District

this is a reprocsecution of charges previously dismissed which were dismissed on motion of:

U.S. Att'y Defense
 this prosecution relates to a pending case involving this same defendant
 prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

SHOW DOCKET NO.

MAGISTRATE CASE NO.

08-70136 RS

Name and Office of Person Furnishing Information on THIS FORM

JOSEPH P. RUSSONIELLO

U.S. Att'y Other U.S. Agency

Name of Asst. U.S. Att'y (if assigned)

JEFFREY B. SCHENK

IS NOT IN CUSTODY

PVT

Has not been arrested, pending outcome this proceeding.

- 1) If not detained give date any prior summons was served on above charges
- 2) Is a Fugitive
- 3) Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) On this charge
- 5) On another conviction
- 6) Awaiting trial on other charges } Fed'l State

If answer to (6) is "Yes", show name of Institution

Has detainer been filed? Yes No If "Yes" give date filed

DATE OF ARREST Month/Day/Year

Or... if Arresting Agency & Warrant were not issued Month/Day/Year

DATE TRANSFERRED TO U.S. CUSTODY

This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS

PROCESS:

SUMMONS NO PROCESS* WARRANT Bail Amount: _____

If Summons, complete following:

Arraignment Initial Appearance

Defendant Address: _____

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____

Before Judge: _____

Comments: _____